



STATE OF DELAWARE

DEPARTMENT OF JUSTICE

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October 6, 2006

Honorable Kent A. Jordan
United States District Court
District of Delaware
Lockbox 10
US Courthouse
844 King Street
Wilmington, DE 19801

RE: Rogers v. State of Delaware
C.A. No. 05C-721-KAJ

Dear Judge Jordan:

Judge Thyng held a Status Conference for this matter on October 4, 2006. After that conference, Mr. Rogers and I discussed the matter of the briefing schedule for the State's Motion for Summary Judgment. We agreed to seek your approval to expand the time frame so that Mr. Rogers would have additional time to prepare his Answering Brief. The Stipulated Expanded Briefing Schedule for Defendant's Motion for Summary Judgment contains the schedule Mr. Rogers and I discussed.

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On our mutual behalf, I appreciate your consideration of this request.

Respectfully submitted,

/s/ Frederick H. Schranck
Frederick H. Schranck (ID #925)
Deputy Attorney General
Attorney for Defendant

FHA/dm

cc: Kendall Rogers (w/enc.)
Clerk, U.S. District Court (w/enc.)